

appear to them necessary, for the good order, regulation and government of said town, not inconsistent with the laws or constitution of this State; and they are hereby declared to possess the same power and authority as are usually exercised by the commissioners of all other incorporated towns in this State.

II. *Be it further enacted*, That in case of vacancy by death or resignation, or otherwise, the remaining commissioners shall have full power to fill such vacancies, and the person or persons so appointed shall have and possess as full power and authority as if appointed by this act.

III. *Be it further enacted*, That three of said commissioners, may constitute a quorum for the transaction of business, any law to the contrary notwithstanding.

CHAPTER XXXI.

An act to incorporate the Trustees of the Waynesborough Academy in the county of Wayne.

Be it enacted by the General Assembly of the State of North Carolina, And it is hereby enacted by the authority of the same, That Sampson Lane, Richard Washington, John Wright, Arnold Borden, Robert Collier, Cullen A. Blackman, John W. Sasser, Philip Hooks and Lemuel H. Whitfield be and they are hereby constituted a body politic and corporate, by the name and style of the trustees of the Waynesborough Academy, and by that name may sue and be sued, plead and be impleaded; shall, have perpetual succession and a common seal, and in general, shall have exercise, and enjoy all such rights, powers and privileges, as are usually exercised and enjoyed by the trustees of any incorporated Academy in this State.

II. *Be it further enacted*, That on the death, refusal to act, or removal out of the State of any of the trustees, the remaining trustees shall have power to fill the vacancies thereby occasioned.

CHAPTER XXXII.

An act concerning the survey of lots in the Town of Franklin.

Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same, That the principal surveyor for the county of Macon, be, and he is hereby required to survey all the lots in the town of Franklin, in like manner and by the same measure as originally surveyed by John Patton, commissioner in behalf of the State; and when the said surveyor, shall have ascertained the boundaries so originally laid out by the said commissioner, he shall establish the same, by some permanent corner and boundary.

II. *Be it further enacted*, That the said surveyor shall make out a plat of said town agreeably to his survey and return the same to the office of the Clerk of the County Court for the county of Macon, and it shall be the duty of said clerk to preserve said plat in like manner as he is now required to preserve other documents in his office.

III. *Be it further enacted*, That said boundaries when so established shall thence alter be the true and permanent boundaries of said lots.

IV. *Be it further enacted*, That the County Court of Macon, shall make compensation to the said surveyor, to be paid and collected from the citizens of said town, in such manner, and in such proportions as the County Court may direct.